IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

APPEAL NO.493 OF 2005
IN
COMPANY PETITION NO.938 OF 2004

M/s.Fancy Corporation Ltd., ..Appellants

Versus

M/s.Rasiklal Ratilal Trading Pvt. Ltd., ..Respondents

Mr.S.H.Doctor Sr.Counsel alongwith S.V.Bhat i/by J.P.Patel for Appellants.

Mr.D.H.Mehta i/by M/s.Dhruva & Co. for Respondents

Coram : R.M.LODHA &
J.P.DEVADHAR,JJ

Date : 29th June, 2005.

PC

. Heard Mr.S.H.Doctor learned Senior Counsel for the appellants and Mr.D.H.Mehta learned Counsel for Respondents.

2. After arguing the appeal for some time, the learned Senior Counsel and the learned Counsel for the parties agreed for the following order :-

O R D E R

(i) The disputes and differences regarding the outstanding amount claimed by the present respondents from the present appellants are referred

to the sole arbitration of Justice S.P.Bharucha (retired Chief Justice of India) for adjudication.

(ii) The Company Petition No.938 of 2004 is allowed to be withdrawn.

(iii) As a result of withdrawal of Company Petition No.938 of 2004, the impugned order dated 1.4.2005 is rendered in-effective.

3. The appeal is disposed of in the aforesaid terms.

(R.M.LODHA,J)

(J.P.DEVADHAR,J)